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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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| <b>In re</b>   | : |
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| <b>LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i>,</b> | : |
|  | : |
| <b>Debtors.</b>                                      | : |
|  | : |
| -----X   |   |

**Chapter 11 Case No.**  
**08-13555 (JMP)**  
**(Jointly Administered)**

**CERTIFICATE OF NO OBJECTION  
UNDER 28 U.S.C. § 1746 REGARDING JOINT MOTION OF LEHMAN  
BROTHERS HOLDINGS INC. AND LITIGATION SUBCOMMITTEE OF  
CREDITORS' COMMITTEE PURSUANT TO RULE 9019 OF THE FEDERAL  
RULES OF BANKRUPTCY PROCEDURE FOR APPROVAL OF SETTLEMENT  
AGREEMENT RELATED TO PROOFS OF CLAIM NUMBER 3813 AND 17120**

TO THE HONORABLE JAMES M. PECK  
UNITED STATES BANKRUPTCY JUDGE:

Pursuant to 28 U.S.C. § 1746, and in accordance with this Court's case management procedures set forth in the Second Amended Order Pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rules 1015(c) and 9007 Implementing Certain Notice and Case Management Procedures [ECF No. 9635] (the "Second Amended Case Management Order"), the undersigned hereby certify as follows:

1. Lehman Brothers Holdings Inc. ("LBHI" and the "Plan Administrator"), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors, and the litigation subcommittee of the Official Committee of Unsecured Creditors appointed in these cases (the "Committee") filed a joint motion to approve a settlement and compromise related to proofs of claim number 3813 and 17120 [ECF No. 30064] (the "Motion") with this Court on August 15, 2012. In accordance with the Second Amended Case Management Order and the Order Modifying Certain Existing Claims Orders [ECF No. 29505], August 29, 2012 at 4:00 p.m. (Prevailing Eastern Time), was established as the deadline (the "Objection Deadline") for parties to object or file a response to the Motion.

2. The Second Amended Case Management Order provides that pleadings may be granted without a hearing, provided that, *inter alia*, no objections have been filed prior to the relevant Objection Deadline and the attorney for the entity who filed the pleading complies with the relevant procedural and notice requirements. The Objection Deadline has now passed

and, to the best of my knowledge, no objection or other responsive pleading to the Motion has been filed on the docket of the above-referenced cases in accordance with the procedures set forth in the Second Amended Case Management Order, nor has any objection or other responsive pleading to the Motion been served on counsel for the Plan Administrator or the Committee. To the best of my knowledge, notice of the Motion was provided to the parties described in the Affidavit of Service filed on August 21, 2012 [ECF. No. 30244].

3. Accordingly, for the reasons set forth in the Motion, the Plan Administrator and the Committee respectfully request that the Proposed Order annexed hereto as

Exhibit A, be entered in accordance with the procedures described in the Second Amended Case Management Order.

I declare that the foregoing is true and correct.

Dated: August 29, 2012  
New York, New York

/s/ Stephen A. Youngman  
Stephen A. Youngman

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Official Committee of Unsecured Creditors

**EXHIBIT A**

**(Proposed Order)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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:  
**In re** : **Chapter 11 Case No.**  
:  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**  
:  
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**ORDER PURSUANT TO RULE 9019 OF THE FEDERAL RULES OF  
BANKRUPTCY PROCEDURE AUTHORIZING AND APPROVING A SETTLEMENT  
AGREEMENT RELATED TO PROOFS OF CLAIM NUMBER 3813 AND 17120**

Upon the motion, dated August 15, 2012 (the “Motion”), of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”), and the litigation subcommittee of the Official Committee of Unsecured Creditors appointed in these cases pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) for approval of that certain Settlement Agreement, dated August 15, 2012 (the “Settlement Agreement”), a copy of which is attached to the Motion as Exhibit A, all as more fully described in the Motion;<sup>1</sup> and the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and Standing Order M-431 Referring to Bankruptcy Judges for the Southern District of New York Any and All Proceedings Under Title 11, dated January 31, 2012 (Preska, C.J.); and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and

<sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

1409; and due and proper notice of the Motion having been provided in accordance with the procedures set forth in the second amended order entered June 17, 2010 governing case management and administrative procedures [ECF No. 9635]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Motion is in the best interests of LBHI, its creditors, and all other parties in interest and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Motion is granted; and it is further

ORDERED that, pursuant to Bankruptcy Rule 9019, the Settlement Agreement is approved; and it is further

ORDERED that LBHI is duly authorized to execute, deliver, implement, and fully perform any and all obligations, instruments, documents, and papers and to take any and all actions reasonably necessary or appropriate to consummate the Settlement Agreement and perform any and all obligations contemplated therein; and it is further

ORDERED that the following documents filed in these Chapter 11 Cases shall be deemed withdrawn:

1. Motion of OMX Timber Finance Investments II, LLC for Limited Relief from the Automatic Stay [ECF No. 2023];
2. Objection of Official Committee of Unsecured Creditors to Motion of OMX Timber Finance Investments II, LLC for Limited Relief from the Automatic Stay [ECF No. 2335];

3. Joinder of the Debtors to the Official Committee of Unsecured Creditors'

Objection to OMX Timber Finance Investments II, LLC's Motion for Relief  
from the Automatic Stay [ECF No. 2340]; and

4. Preliminary Objection of Official Committee of Unsecured Creditors to OMX  
Claim and Disputed Boise Claim [ECF No. 25925].

ORDERED that notice of the Motion as provided therein shall be deemed good  
and sufficient notice of such Motion; and it is further

ORDERED that this Court retains jurisdiction with respect to all matters arising  
from or related to the implementation of this Order, including any action or proceedings relating  
to the enforcement or interpretation of the Settlement Agreement.

Dated: \_\_\_\_\_, 2012  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE